

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

MIOSKOWSKI et al.

Atty. Ref.: 1721-92

Serial No. 10/537,293

Group: To be assigned

Filed: June 2, 2005

Examiner: To be assigned

For: METHOD FOR PREPARING 4-HYDROXYISOLEUCINE
DIASTEREOISOMERS AND ENANTIOMERS AND
DERIVATIVES THEREOF

* * * * *

March 28, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

In response to the Notification of Missing Requirements dated February 14, 2006 (copy attached), the applicants respectfully submit the requisite Declaration was filed January 24, 2006. A copy of the undersigned's cover sheet of January 24, 2006 and a further copy of the Declaration filed with the same is attached, along with the undersigned's postcard receipt from the filing, for the convenience of the Office.

An Assignment for recordation with appropriate fee and cover sheet are attached. Recordation and return of the recorded Assignment are requested.

Nothing further is believed to be required in response to the attached Notification. However, the Office is requested to contact the undersigned if otherwise.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


B. A. Sadoff
Reg. No. 36,663

BJS:pp
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100



UNITED STATES PATENT AND TRADEMARK OFFICE

1721-92
BJS

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/537,293	Charles Mioskowski	1721-92q
INTERNATIONAL APPLICATION NO.		
PCT/FR03/03542		
I.A. FILING DATE		PRIORITY DATE
12/01/2003		12/02/2002
CONFIRMATION NO. 8252		
371 FORMALITIES LETTER		
 OC000000018029214		

Date Mailed: 02/14/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/02/2005
- English Translation of the IA filed on 06/02/2005
- Copy of the International Search Report filed on 06/02/2005
- Copy of IPE Report filed on 06/02/2005
- Preliminary Amendments filed on 06/02/2005
- Information Disclosure Statements filed on 06/02/2005
- Request for Immediate Examination filed on 06/02/2005
- U.S. Basic National Fees filed on 06/02/2005
- Priority Documents filed on 06/02/2005

DOCKETED

CLT/MATTER # 1721-92
 MAIL DATE 2/14/06
 DUE DATE April 14, 2006
 DEPL DATE Sep. 14, 2006
 (Signature)

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/537,293	PCT/FR03/03542	1721-92q

FORM PCT/DO/EO/905 (371 Formalities Notice)

Serial No.: 10/537,293

C#/M#: 1721-92

Inventor/s: MIOSKOWSKI et al.

Atty: B. J. Sadoff
Date: 1/24/2006

Title: METHOD FOR PREPARING 4-

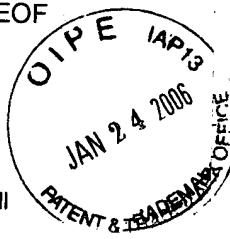
HYDROXYISOLEUCINE DIASTEREOISOMERS AND
ENANTIOMERS AND DERIVATIVES THEREOF

Transmittal Letter/ Completion – 2 copies
 Executed Declaration (2 pages)

\$ Fee (Check) - Pre-Bill
\$ Fee (Check) - Non Pre-Bill

\$0.00 Total Fee Enclosed

Other:



FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 1721-92
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/537,293	
INTERNATIONAL APPLICATION NO. PCT/FR03/003542	INTERNATIONAL FILING DATE 1 December 2003	PRIORITY DATE CLAIMED 2 December 2002	
TITLE OF INVENTION METHOD FOR PREPARING 4-HYDROXYISOLEUCINE DIASTEREOISOMERS AND ENANTIOMERS AND DERIVATIVES THEREOF			
APPLICANT(S) FOR DO/EO/US MIOSKOWSKI et al.			
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. <input type="checkbox"/> The U.S. has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> <input type="checkbox"/> is attached hereto (pages specification, claims & abstract (claims), sheets drawings). <input type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <input type="checkbox"/> is attached hereto (pages specification, claims & abstract (claims), sheets drawings, page Certificate of Translation). <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). a. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). <ol style="list-style-type: none"> <input type="checkbox"/> Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached). An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 11 To 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> <input type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included. a. <input type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. § 1.76. <input type="checkbox"/> A substitute specification. <input type="checkbox"/> A change of power of attorney and/or address letter. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). <input type="checkbox"/> Other items or information. 			

U.S. Application No.10/537,293; Atty Docket No.1721-92

a. A check in the amount of \$0.00 to cover the above fees is enclosed.
b. Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees.
A duplicate copy of this form is enclosed.
c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.
 CREDIT CARD PAYMENT FORM ATTACHED.
e. The entire content of International Application No. PCT/FR03/003542 and any U.S. and foreign application(s) corresponding thereto, and FR 02/15165, referred to in this application is/are hereby incorporated by reference in this application.

NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status.

CORRESPONDENCE ADDRESS

Direct all correspondence to:

 Customer Number: **23117***Type Customer Number here*

Telephone: (703) 816-4000

BJS:pp


B. J. Sadoff

NAME

36,663**January 24, 2006**

REGISTRATION NUMBER

Date